GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department – Allegations levelled against Sri T.Ram Kumar, Municipal Commissioner and Sri Katta Veera Brahmam, Town Planning Supervisor of Mandapeta Municipality for allowing unauthorized constructions made in deviation to the sanctioned / approved building permission / plan in violation of Government orders etc., in Mandapeta Municipality, East Godavari District - Departmental proceedings initiated – Written Statement of Defences submitted - Further action dropped - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.444 **Dated:27.06.2022.**

Read the following:

1) From the DTCP., A.P., Guntur, Lr.Roc.No.1072466/2020/M2, dated.03.08.2021.
2) G.O.Rt.No.502, MA&UD (Vig.I) Department, dated.09.09.2021.
3) G.O.Rt.Nos.503 & 504, MA&UD (Vig.I) Department, dated.09.09.2021.
4) Written Statement of Defence of Sri T.Ram Kumar, Municipal Commissioner, Mandapeta Municipality, dated.07.10.2021.
5) Written Statement of Defence of Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality, dated.08.10.2021.
6) Govt.Memo.No.1494974/Vig.I/2021, dated.01.12.2021.
7) From the DTCP., A.P., Guntur, Lr.Roc.No.1072466/2020/M2, dated.08.03.2022.

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Whereas, in the reference 1st read above, based on the report of the Regional Deputy Director of Town & Country Planning, Rajamahendravaram on the allegations levelled against the Municipal Commissioner and Town Planning Officials of Srikakulam Municipality regarding irregularities committed in allowing unauthorized constructions made in deviation to the sanctioned / approved building permission / plan in violation of Government orders etc., in Mandapeta Municipality, East Godavari District, the DTCP., A.P., Guntur requested the Government to initiate disciplinary action against Sri T.Ram Kumar, Municipal Commissioner and Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality, East Godavari District in common proceedings under Rule 24 of A.P.C.S. (CC&A) Rules, 1991.

2. Whereas, in the reference 2nd read above, Government have initiated common disciplinary proceedings against Sri T.Ram Kumar, Municipal Commissioner and Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality, East Godavari District under Rule-24 of A.P.C.S. (CC&A) Rules, 1991. In the reference 3rd read above, articles of charges were framed against them, under Rule-20 of A.P.C.S. (CC&A) Rules, 1991, duly directing them to submit their written statement of defence thereon.

3. Whereas, in the reference 4th & 5th read above, both the charged officers submitted their written statement of defences and stated that, they have taken timely action, as and when they have noticed the deviations by issuing Provisional Orders and Confirmation Orders. As there was no replies to the

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confirmation notices, charge sheets were filed before the Hon'ble Court of the Junior Civil Judge, Alamuru. Concerted action by the field staff is not recommended anywhere in the law. Notices shall be given to the parties giving them a reasonable opportunity to explain. Instead of this, the authorities cannot proceed ahead with demolitions or coercive methods, which is nothing but violation of law. The short delay occurred, if any, in this case is only due to the delimitation of wards, preparation of conducting of elections to the ULB and severe pandemic situation (first wave of Covid-19) and nationwide lock-down. Therefore, among others, they have requested to consider their explanation and exonerate them from the charges.

4. Government have examined the written statement of defences of two charged officers and the DTCP., A.P., Guntur was requested to furnish his specific remarks on the explanations of charged officers to the Government, immediately, for taking further necessary action vide reference 6th read above.

5. In the reference 7th read above, the DTCP., A.P., Guntur has stated that the Charged Officers have initiated action against the three unauthorized constructions made in deviation to sanctioned plan by issuing notices as per provisions of APM Act, 1965 and also filed charge sheet in the Court of law in all three cases which are pending before the Court. The replies submitted by the Charged Officers seems to be satisfactory and in accordance with the provisions of the A.P.M. Act, 1965 and requested to issue orders in the matter.

6. Government after careful examination of the written statement of defences of two charged officers and the specific remarks of the DTCP., A.P., Guntur, it has been decided to drop further action against Sri T.Ram Kumar, Municipal Commissioner and Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality, East Godavari District, as they have initiated action against the three unauthorized constructions made in deviation to sanctioned plan by issuing notices as per provisions of A.P. Municipal Act, 1965 and the delay in taking action was only due to Local Body Elections and Severe Pandemic situation prevailed due to Covid-19.

7. Accordingly, Government hereby order to drop further action against Sri T.Ram Kumar, Municipal Commissioner and Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality, East Godavari District.

8. The Commissioner & Director of Municipal Administration, A.P., and the Director of Town & Country Planning, A.P., Guntur shall take further necessary action in the matter, accordingly.

9. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri T.Ram Kumar, Municipal Commissioner, Mandapeta Municipality
– **through** the C&DMA., A.P., Guntur.

(Contd...3)

Sri Katta Veera Brahmam, Town Planning Supervisor, Mandapeta Municipality – **through** the DTCP., A.P., Guntur.
The Commissioner & Director of Municipal Administration, A.P., Guntur.
The Director of Town & Country Planning, A.P., Guntur.

Copy to:

The Municipal Commissioner, Mandapeta Municipality, East Godavari District.
SF / SC.

// FORWARDED BY ORDER //

SECTION OFFICER.